

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-108924-001 DT
CR2014-150114-001 DT

08/12/2016

JUDGE M. SCOTT MCCOY

CLERK OF THE COURT
L. Mitchell
Deputy

STATE OF ARIZONA

KRISTIN LARISH

v.

FRANKLIN ARNETT CLIFTON (001)

MARIA L SCHAFFER
GREGORY J NAVAZO
KYLE KINKEAD

CAPITAL CASE MANAGER

MATTERS UNDER ADVISEMENT

Prior to commencement of the proceedings, Defendant's Exhibits 1-6 and State's Exhibits 7-9 were marked for identification.

8:48 a.m.

Courtroom SCT – 5D

State's Attorney:	Kristin Larish
Defendant's Attorneys	Maria Schaffer
	Greg Navazo
	Kyle Kinkead
Defendant:	Present

Court Reporter, April Hunt, is present.

A record of the proceedings is also made digitally.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-108924-001 DT
CR2014-150114-001 DT

08/12/2016

This is the time set for Oral Argument on pending pretrial motions.

The following matters pertain to cause number CR2013-108924-001, unless otherwise specified.

***Dessureault* Hearing:**

Upon request of the State and there being no objection by the Defense, the State will be permitted to use a photocopy of the photo line-up for purposes of this hearing, reserving the original photo line-up for trial.

Sergeant Jeff Daukas is sworn and testifies.

State's Exhibits 7 and 8 are received in evidence.

The witness is excused.

Oral argument.

IT IS ORDERED taking the matter under advisement.

***Dessureault* Hearing concludes.**

Court and counsel discuss matters.

Voluntariness Hearing:

State's Exhibit 9 is received in evidence.

Defendant's Exhibit 6 is received in evidence, as offered by the State.

Detective Travis Darby is sworn and testifies.

Let the record reflect the witness has made an in-court identification of the defendant.

The witness is excused.

Oral argument.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-108924-001 DT
CR2014-150114-001 DT

08/12/2016

IT IS ORDERED taking the matter under advisement.

Voluntariness Hearing concludes.

Defendant's Motion to Exclude "Tire Matching" Testimony is argued to the Court.

IT IS ORDERED denying Defendant's motion without prejudice to specific objections to the bases being elucidated to the jury.

State's Motion in Limine re: Military Service and Mental Health Issues is argued to the Court.

IT IS ORDERED taking the matter under advisement.

10:27 a.m. Court stands at recess.

10:48 a.m. Court Reconvenes with Defendant and respective counsel present.

Court Reporter, April Hunt, is present.

A record of the proceedings is also made digitally.

State's Motion in Limine re: Prior Trial is argued to the Court.

There being no objection by the Defense,

IT IS ORDERED granting the motion.

Pertaining to cause number CR2014-150114-001 only: States Motion to Compel Defense Mitigation Disclosure is argued to the Court.

Defendant's Exhibit 1 is offered, but not received in evidence.

IT IS ORDERED taking the matter under advisement.

The following matters pertain to cause number CR2013-108924-001, unless otherwise specified.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-108924-001 DT
CR2014-150114-001 DT

08/12/2016

State's Motion to Compel Defendant's Phone Records is argued to the Court.

Defendant's Exhibit 2 is received in evidence.

IT IS ORDERED that Defendant's Exhibit 2 is designated as an *ex parte* exhibit and shall be sealed, not to be opened without prior order of the Court.

SEALED: Defendant's Exhibit 2.

Defendant's Exhibit 3 is received in evidence.

IT IS ORDERED taking the matter under advisement.

Defendant's Motion in Limine re: Victim Information is argued to the Court.

IT IS ORDERED taking the matter under advisement.

Defendant's Motion in Limine to Preclude Evidence is argued to the Court.

IT IS ORDERED taking the matter under advisement.

Defendant's Motion to Strike State's Notice of other Act Evidence is argued to the Court.

IT IS ORDERED taking the matter under advisement.

Ms. Schaffer presents the Court with Defendant's Request for Judicial Certificate for Nevada Records re: Geovonie Taylor and the accompanying certificate for signature to obtain Nevada court records of Geovanie Taylor in CR2014-150114-001. Ms. Schaffer advises that the two previous orders were declined by the Nevada court due to certain language being absent from the orders. The certificate is signed by the Court this date and a certified copy will be prepared and provided to Ms. Schaffer by court staff.

FILED: Certificate of Judge of State of Arizona to Secure Attendance of Custodian of Records From Las Vegas Police Department For Trial.

IT IS ORDERED setting a Status Conference on 08/18/2016 at 8:30 a.m. in this division.

IT IS FURTHER ORDERED affirming Trial on 08/24/2016 at 10:30 a.m. in this division.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-108924-001 DT
CR2014-150114-001 DT

08/12/2016

LAST DAY REMAINS: 09/14/2016.

IT IS ORDERED affirming prior custody orders.

12:25 p.m. Matter concludes.

There being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

IT IS ORDERED that the Clerk permanently release all exhibits not offered in evidence to the counsel/party causing them to be marked, or to their written designee.

IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

ISSUED: Exhibit Release Form.